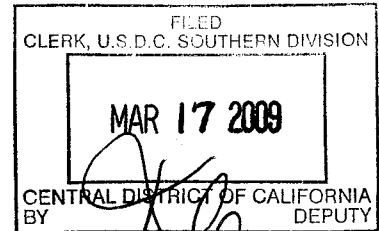


I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY
FIRST CLASS MAIL, POSTAGE PREPAID, TO ALL COUNSEL *Petitioner*
(OR PARTIES) AT THEIR RESPECTIVE MOST RECENT ADDRESS OF
RECORD IN THIS ACTION ON THIS DATE.

DATED: 3/17/09
[Signature]
DEPUTY CLERK



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LI CHIEH YU,

Petitioner,

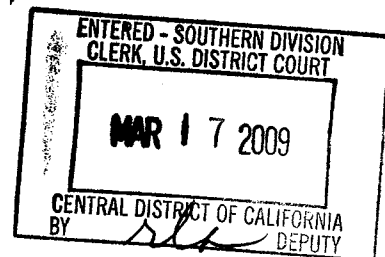
vs.

JOHN MARSHALL, Warden,

Respondent.

Case No. CV 08-5852-GHK (RNB)

J U D G M E N T



Pursuant to the Order Adopting Findings, Conclusions, and
Recommendations of United States Magistrate Judge,

IT IS HEREBY ADJUDGED that a writ of habeas corpus is granted as
follows:

The Board shall find petitioner suitable for parole at a hearing to be held
within 30 days of the finality of this decision, unless new evidence of his conduct in
prison or change in mental status subsequent to the September 5, 2007 parole
consideration hearing is introduced that is sufficient to support a finding that
petitioner currently poses an unreasonable risk of danger to society if released on
parole; and in the absence of any such new evidence showing petitioner's
unsuitability for parole, the Board shall calculate a prison term and release date for
petitioner in accordance with California law. Further, if the release date already has

1 passed, respondent shall, within ten (10) days of the Board's hearing, release
2 petitioner from custody. With respect to his presumptive period of parole, petitioner
3 is to be credited for any time that has lapsed since the release date calculated by the
4 Board or February 4, 2008 (when a finding of suitability at the September 5, 2007
5 parole consideration hearing would have become final pursuant to Cal. Penal Code
6 §§ 3041(b) and 3041.2(a)), whichever is later.

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8 DATED: 3/12/09

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12 _____
13 GEORGE H. KING
14 UNITED STATES DISTRICT JUDGE
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